

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Judiciary, to which was referred House Bill No. 1892, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be **AMENDED** as follows:

- 1 Page 8, line 31, strike "(14);" and insert "(11);".
- 2 Page 8, line 35, after "cocaine," insert "a".
- 3 Page 8, line 36, delete "as defined under".
- 4 Page 8, line 37, delete "as defined under".
- 5 Page 8, line 38, delete "as".
- 6 Page 8, line 39, delete "defined under".
- 7 Page 8, line 40, after "prior" delete ",."
- 8 Page 8, line 40, after "unrelated" delete ",."
- 9 Page 8, line 42, after "prior" delete ",."
- 10 Page 8, line 42, after "unrelated" delete ",."
- 11 Page 9, line 1, delete "conviction" and insert "**crime**".
- 12 Page 9, line 36, reset in roman "in".
- 13 Page 10, line 34, reset in roman "in".
- 14 Page 11, line 24, reset in roman "in".
- 15 Page 11, line 41, delete "as defined in".
- 16 Page 11, line 42, delete "as defined in".
- 17 Page 13, line 15, begin a new paragraph beginning with "(e)".
- 18 Page 13, line 41, delete "or (e)".
- 19 Page 13, line 41, strike "of this".
- 20 Page 13, line 42, strike "section" and insert "**or (e)**".

- 1 Page 16, line 42, reset in roman "in".
- 2 Page 17, line 41, delete "a program or service described in" and
- 3 insert **"school property (as defined in section 24.7 of this chapter)".**
- 4 Page 17, delete line 42.
- 5 Page 18, line 10, reset in roman "in".
- 6 Page 19, line 25, reset in roman "in".
- 7 Page 20, line 39, delete "or manufacturing".
- 8 Page 20, line 39, reset in roman "in".
- 9 Page 20, line 39, after "in" insert **"or manufacturing"**.
- 10 Page 23, delete lines 9 through 22.
- 11 Page 24, between lines 37 and 38, begin a new paragraph and insert:
- 12 "SECTION 23. IC 35-48-4-4.1 IS ADDED TO THE INDIANA
- 13 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 14 [EFFECTIVE JULY 1, 2001]: **Sec. 4.1. (a) A person who dumps,**
- 15 **discharges, discards, transports, or otherwise disposes of:**
- 16 **(1) chemicals, knowing the chemicals were used in the illegal**
- 17 **manufacture of a controlled substance or an immediate**
- 18 **precursor; or**
- 19 **(2) waste, knowing that the waste was produced from the**
- 20 **illegal manufacture of a controlled substance or an immediate**
- 21 **precursor;**
- 22 **commits dumping controlled substance waste, a Class D felony.**
- 23 **(b) It is not a defense in a prosecution under subsection (a) that**
- 24 **the person did not manufacture the controlled substance or**
- 25 **immediate precursor."**
- 26 Page 25, line 14, after "or" insert **"a"**.
- 27 Page 29, line 15, after "cocaine," insert **"a"**.
- 28 Page 29, line 15, after "or" insert **"a"**.
- 29 Page 29, line 17, after "cocaine," insert **"a"**.
- 30 Page 29, line 18, after "or" insert **"a"**.
- 31 Page 29, line 21, after "property," insert **"a"**.
- 32 Page 29, line 21, after "park," insert **"a"**.
- 33 Page 29, line 22, after "or" insert **"a"**.
- 34 Page 29, line 27, after "property," insert **"a"**.
- 35 Page 29, line 27, after "park," insert **"a"**.
- 36 Page 29, line 28, after "or" insert **"a"**.
- 37 Page 29, line 31, after "of" insert **"the"**.
- 38 Page 29, line 37, after "property," insert **"a"**.

- 1 Page 29, line 37, after "park," insert "a".
- 2 Page 29, line 37, after "or" insert "a".
- 3 Page 29, line 41, after "financing" insert "of".
- 4 Page 29, line 42, after "cocaine," insert "a".
- 5 Page 30, line 1, after "methamphetamine, or" insert "a".
- 6 Page 30, line 2, after "property," insert "a".
- 7 Page 30, line 2, after "park," insert "a".
- 8 Page 30, line 3, after "or" insert "a".
- 9 Page 31, line 14, after "was" insert "**on a school bus or**".
- 10 Page 31, line 18, delete "." and insert ";".
- 11 Page 31, line 26, after "was" insert "**on a school bus or**".
- 12 Page 31, line 30, delete "." and insert ";".
- 13 Page 32, line 17, delete "IC 35-50-2-2, and IC 35-50-2-9," and insert
- 14 "**and IC 35-50-2-2,**".
- 15 Renumber all SECTIONS consecutively.
(Reference is to HB 1892 as printed February 21, 2001.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 1.

Bray

Chairperson